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**-and-**

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10 Attorneys for Fredrick J. Leavitt

11 **UNITED STATES DISTRICT COURT**

12 **DISTRICT OF NEVADA**

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 vs.

16 FREDRICK J. LEAVITT,

17 Defendant.

Case No. 2:17-cr-0391-APG-VCF

**DEFENDANT FREDRICK J.  
LEAVITT'S COUNSELS' MOTION TO  
WITHDRAW**

19 Pursuant to this Court's Local Rule of Practice LR IA 11-6, undersigned counsel, Paul  
20 S. Padda, Esq. and Thomas F. Pitaro, Esq., respectfully request that the Court permit their  
21 withdrawal from this case. In support of this motion, undersigned counsel rely upon the  
22 memorandum of points and authorities set forth below.  
23

24 **MEMORANDUM OF POINTS AND AUTHORITIES**

25 An attorney can only withdraw from a case with leave of court. *See* LR IA 11-6. In this  
26 case, withdrawal is justified and necessary because, tragically, Fredrick J. Leavitt passed away  
27 on June 2, 2022. *See* Exhibit A (copy of Mr. Leavitt's Death Certificate). Accordingly, counsel  
28

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1 for Mr. Leavitt are required to file this motion given that their attorney/client relationship with  
2 Mr. Leavitt has ended. A copy of this motion has been mailed, this same day, to Mr. Leavitt's  
3 last known address.

4 Respectfully submitted,

5 /s/ *Thomas F. Pitaro*

6 /s/ *Paul S. Padda*

7  
8 Thomas F. Pitaro, Esq.  
Paul S. Padda, Esq.

9 Counsel for Fredrick J. Leavitt

10 Dated: June 24, 2022

11 **IT IS SO ORDERED:**

12 **Based upon a showing of good cause, the**  
13 **motion for withdrawal of counsel (Paul**  
14 **S. Padda, Esq. and Thomas F. Pitaro,**  
15 **Esq.) for Fredrick J. Leavitt is hereby**  
16 **granted.**

17  
18   
19 **UNITED STATES DISTRICT JUDGE**

20 **DATED:** June 27, 2022

21 **CERTIFICATE OF SERVICE**

22 Pursuant to both the Federal Rules of Criminal Procedure and the Court's Local Rules,  
23 the undersigned hereby certifies that on this day, June 24, 2022, a copy of the foregoing  
24 document was served upon all registered parties and their counsel through the Court's electronic  
25 filing system (CM/ECF). A copy of this motion was also mailed via United States Mail (first-  
26 class, postage prepaid) to Mr. Leavitt's last known address at:

27 Fredrick J. Leavitt  
28 1010 Ridgeway Street  
Henderson, Nevada 89002

/s/ *Paul S. Padda*

Paul S. Padda, Esq.